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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA (SACRAMENTO)

E-FILING

IT IS HEREBY STIPULATED between the parties hereto, by and through their respective attorneys of record herein, that the hearing on Defendant UNUM Life Insurance Company of America's *Motion for Relief from Judgment and Order Awarding Costs, Interest and Attorney Fees to Plaintiff in Light of Appellate Court Reversal [Fed.R.Civ.P. 60]* be continued from May 11, 2009 to some time after July 13, 2009, at the Court's convenience.

1 Good cause exists therefor in that plaintiff Bruce Kniespeck filed a Petition for
2 Rehearing, or for Rehearing *En Banc*, of the Ninth Circuit's January 14, 2009 decision, which
3 reversed and vacated this Court's judgment, and that petition is still pending. The stipulated
4 continuance is to allow sufficient time for the Ninth Circuit to determine whether to grant or
5 deny plaintiff's petition.

Respectfully submitted,

RIMAC & MARTIN
A Professional Corporation

9 || DATED: April 23, 2009

By: /S/ ANNA M. MARTIN
ANNA M. MARTIN
KEVIN G. GILL
Attorneys for Defendant
UNUM LIFE INSURANCE COMPANY
OF AMERICA

deVRIES LAW FIRM

15 | DATED: April 22, 2009

By: /s/ DOUGLAS deVRIES
DOUGLAS K. deVRIES
Attorneys for Plaintiff
BRUCE KNIESPECK

ORDER

19 IT IS HEREBY ORDERED that the hearing on defendant's *Motion for Relief from*
20 *Judgment and Order Awarding Costs, Interest and Attorney Fees* in this matter be continued
21 from May 11, 2009 to **August 3, 2009 at 2:00 p.m., in Courtroom 5.**

22 || SO ORDERED.

23 | DATED: April 23, 2009

William B. Shubb
WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE